

SECOND REGULAR SESSION

SENATE BILL NO. 1217

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATORS STOUFFER AND McKENNA.

Read 1st time February 27, 2008, and ordered printed.

TERRY L. SPIELER, Secretary.

5234S.021

AN ACT

To repeal section 30.605, RSMo, and to enact in lieu thereof three new sections relating to transportation funding, with an expiration date for a certain section and a referendum clause.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 30.605, RSMo, is repealed and three new sections
2 enacted in lieu thereof, to be known as sections 30.605, 144.524, and 226.740, to
3 read as follows:

30.605. 1. There is hereby created in the state treasury the "State
2 Treasurer's General Operations Fund" which shall receive deposits, make
3 disbursements and be administered in compliance with the provisions of this
4 section.

5 2. Subject to appropriation, moneys in the state treasurer's general
6 operations fund shall be used solely to pay for personal service, equipment and
7 other expenses of the state treasurer related to the state treasurer's
8 constitutional and statutory responsibilities, exclusive of any personal service,
9 equipment and other expenses attributable to positions wholly dedicated to the
10 functions described in chapter 447, RSMo. The commissioner of administration
11 shall review and approve all requests of the state treasurer of disbursements from
12 the state treasurer's general operations fund for compliance with the provisions
13 of this section. Nothing in this section shall be deemed to prevent the general
14 assembly from making appropriations to the state treasurer from other
15 permissible sources.

16 3. Notwithstanding any other provisions of law to the contrary, moneys
17 shall be deposited in the state treasurer's general operations fund and
18 administered in accordance with the following provisions:

19 (1) On a daily basis, the state treasurer shall apportion any interest or
20 other increment derived from the investment of funds in an amount proportionate
21 to the average daily balance of funds in the state treasury. The state treasurer
22 shall use a method in accordance with generally accepted accounting principles
23 in apportioning and distributing that interest or increment. Prior to distributing
24 that interest or increment, the state treasurer shall deduct the costs incurred by
25 the state treasurer in administering this chapter in proportion to the average
26 daily balance of the amounts deposited to each fund in the state treasury. The
27 state treasurer shall then deposit the identified portion of the daily interest
28 receipts in the state treasurer's general operations fund. All other remaining
29 interest received on the investment of state funds shall be allocated and deposited
30 to funds within the state treasury as required by law;

31 (2) The total costs for personal service, equipment and other expenses of
32 the state treasurer related to the state treasurer's constitutional and statutory
33 responsibilities, exclusive of any personal service, equipment and other expenses
34 attributable to positions wholly dedicated to the functions described in chapter
35 447, RSMo, and any banking fees and other banking-related costs, shall not
36 exceed fifteen basis points, or fifteen-hundredths of one percent, of the total of the
37 average daily fund balance of funds within the state treasury.

38 4. Notwithstanding the provisions of section 33.080, RSMo, moneys in the
39 state treasurer's general operations fund shall not lapse to the general revenue
40 fund at the end of the biennium unless and only to the extent to which the
41 amount in the fund exceeds the annual appropriations from the fund for the
42 current fiscal year.

43 5. The provisions of this section shall not be applicable to the state road
44 fund created in section 226.220, RSMo, the motor fuel tax fund created in section
45 142.345, RSMo, the state highways and transportation department fund created
46 in section 226.200, RSMo, the state transportation fund created in section
47 226.225, **the state transportation interstate fund created in section**
48 **226.740, RSMo**, and the state road bond fund created pursuant to article IV,
49 section 30(b), Constitution of Missouri.

144.524. 1. For tax years 2009 through 2018, the tax rate imposed
2 **by sections 144.010 to 144.430, section 144.440, and sections 144.600 to**
3 **144.745 shall be increased by an additional one percent. The revenue**
4 **derived from the one percent increase shall be held and distributed in**
5 **the manner provided in section 226.740, RSMo.**

6 2. In any political subdivision in this state where the voters of
7 such political subdivision approve the formation of a transportation
8 development district and approve the implementation of a sales tax to
9 fund such transportation development district pursuant to chapter 238,
10 RSMo, the additional sales tax imposed by subsection 1 of this section
11 on retail sales subject to the transportation development sales tax shall
12 not exceed the difference of one percent and the amount of the sales
13 tax approved by the voters to fund such transportation development
14 district. The reduction of the additional sales tax imposed by
15 subsection 1 of this section shall only apply in political subdivisions
16 where the transportation development district projects consist of
17 highway projects that are intended to be merged into the state
18 highways and transportation system under the commission's
19 jurisdiction.

20 3. The provisions of this section shall expire December 31, 2018.

 226.740. 1. For the purposes of assisting in the reconstruction,
2 rebuilding, construction, and conversion of Interstate 70 and Interstate
3 44 into an eight-lane interstate system, there is hereby created in the
4 state treasury a fund known as the "State Transportation Interstate
5 Fund". Revenue derived from the rate of one cent on the dollar of the
6 tax imposed by section 144.524, RSMo, not otherwise directed by the
7 Missouri Constitution to be credited to other funds, shall be deposited
8 in the state transportation interstate fund. The fund shall also receive
9 all moneys which may be appropriated or otherwise credited to it by
10 the general assembly and shall also receive any gifts, contributions,
11 grants or bequests received from federal, private or other
12 sources. Notwithstanding the provisions of section 33.080, RSMo, to the
13 contrary, moneys in the state transportation interstate fund shall not
14 revert to the General Revenue Fund. Interest accruing to the state
15 transportation interstate fund shall be part of the fund.

16 2. The state transportation interstate fund shall, upon
17 appropriation, be used for the construction, reconstruction,
18 rehabilitation, and conversion of Interstate 44 and Interstate 70 into an
19 eight-lane interstate system. Each interstate system shall be comprised
20 of eight lanes, with four lanes designated for motor vehicle traffic
21 proceeding in the same direction. Four lanes of each interstate system
22 shall be utilized as dedicated commercial motor vehicle lanes in which

23 **commercial motor vehicle traffic is separated from non-commercial**
24 **motor vehicle traffic. Commercial motor vehicles shall be confined to**
25 **the two inside lanes in each direction.**

26 **3. The commission is authorized to use any project delivery**
27 **method for the efficient development and operation of the eight-lane**
28 **interstate system projects. Such project delivery methods shall include**
29 **but are not limited to project delivery methods established in section**
30 **8.285, RSMo, or sections 227.100 to 227.107. In addition, the limitation**
31 **in subsection 1 of section 227.107 on the number of design-build**
32 **contracts authorized to be let by the commission shall not apply to the**
33 **projects described in this section.**

34 **4. The state highways and transportation commission is**
35 **authorized to enter into any dedicated truck lane pilot projects with**
36 **the federal government in order to obtain federal funding.**

37 **5. Any moneys remaining in the state transportation interstate**
38 **fund after June 30, 2019, shall be transferred to the state road fund.**

39 **6. As used in this section, the term "commercial motor vehicles"**
40 **shall have the same meaning as ascribed to it in section 301.010, RSMo.**

Section B. This act is hereby submitted to the qualified voters of this state
2 for approval or rejection at an election which is hereby ordered and which shall
3 be held and conducted on Tuesday next following the first Monday in November,
4 2008, pursuant to the laws and constitutional provisions of this state for the
5 submission of referendum measures by the general assembly, and this act shall
6 become effective when approved by a majority of the votes cast thereon at such
7 election and not otherwise.

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